

## **ORDINANCE NO. 84-10**

### **CITATION ORDINANCE**

**SECTION 1. ADOPTION.** (1) To expedite the resolution of ordinance violations, the County Board of Jefferson County hereby adopts the citation enforcement procedure authorized by s. 66.119, Wis. Stats., to enforce those ordinances, including ordinances with statutory counterparts, identified in Section 3.

(2) The adoption herein of the citation method of enforcement shall not preclude the County from proceeding under other enforcement ordinances, regulations, statutes, laws, rules or orders pertaining to the subject matter addressed by the citation or to any other matter. Proceedings under any other ordinance, statute, law, rule or regulation pertaining to that or any other matter shall not preclude the issuance of a citation.

(3) Unless otherwise specified in the adopting resolution, all ordinances without a statutory counterpart adopted subsequent to this ordinance shall be enforced by the citation method, provided that the County Board, in conjunction with enacting any such ordinance, establishes a cash deposit for the violation. The deposit set for each new ordinance shall be incorporated by reference to the schedule contained herein. The provisions of sub (b) shall apply to all new ordinances.

**SECTION 2. EFFECT OF CITATION.** The citation shall have the legal effect specified in sec. 66.119, Wis. Stats., and a duly issued citation shall confer jurisdiction upon the Circuit Court for the County of Jefferson.

**SECTION 3. ORDINANCES IDENTIFIED; SCHEDULE OF CASH DEPOSITS, INCLUDING PENALTY ASSESSMENT, CIRCUIT COURT AUTOMATION FEE/COURT COSTS, COURT SERVICE FEE/JUSTICE INFORMATION FEE, JAIL ASSESSMENT, APPLICABLE DOMESTIC ABUSE ASSESSMENT.**

**(1) SCHEDULE OF CASH DEPOSITS.**

Ord. No.	Violation	Deposit	Penalty Assmnt.	Court Costs	CSF/JIF Fee	Jail Assmnt.	CLDA	Total
98-27	Parks	\$25.00	\$ 6.50	\$25.00	\$89.50	\$10.00	\$13.00	\$169.00
9.01	Battery	75.00	19.50	25.00	89.50	10.00	13.00	232.00
9.02	Damage to Property	75.00	19.50	25.00	89.50	10.00	13.00	232.00
9.03	Trespass to Land	75.00	19.50	25.00	89.50	10.00	13.00	232.00
9.04	Trespass to Dwellings	75.00	19.50	25.00	89.50	10.00	13.00	232.00
9.05	Theft	75.00	19.50	25.00	89.50	10.00	13.00	232.00
9.051	Retail Theft	100.00	26.00	25.00	89.50	10.00	13.00	263.50
9.06	Worthless Check	75.00	19.50	25.00	89.50	10.00	13.00	232.00
9.07	Disorderly Conduct	75.00	19.50	25.00	89.50	10.00	13.00	232.00
9.075	Carry Weapon in Courthouse [Adopted 02/10/04, Ord. 2003-33]	100.00	26.00	25.00	89.50	10.00	13.00	263.50
9.08	Tire Squealing	50.00	13.00	25.00	89.50	10.00	13.00	200.50
9.085	Excessive Speed Fair Park [adopted 02/12/08, Ord. 2007-44]	25.00	6.50	25.00	89.50	10.00	13.00	169.00
9.09	Resisting/ Obstructing	75.00	19.50	25.00	89.50	10.00	13.00	232.00
9.091	Harboring Runaway	75.00	19.50	25.00	89.50	10.00	13.00	232.00
9.092	False Alarm	75.00	19.50	25.00	89.50	10.00	13.00	232.00
9.10	Incorporated s. 125.07(1)(a)	150.00	39.00	25.00	89.50	10.00	13.00	326.50
9.10	All other alcohol violations	State Uniform Bond Schedule for incorporated offense.						
9.105	Alcohol Regulation - Fairgrounds	50.00	13.00	25.00	89.50	10.00	13.00	200.50
9.11	Possession of Marijuana	100.00	26.00	25.00	89.50	10.00	13.00	263.50
9.115	Drug Paraphernalia [Created. 02-14-06, Ord. No. 2005-44]	100.00	26.00	25.00	89.50	10.00	13.00	263.50
9.12	Livestock at Large	50.00	13.00	25.00	89.50	10.00	13.00	200.50
9.13	Unlicensed Dogs	25.00	6.50	25.00	89.50	10.00	13.00	169.00
9.14	Dogs at Large, Untagged Dogs	50.00	13.00	25.00	89.50	10.00	13.00	200.50
9.15	Noisy Animals or Fowl	50.00	13.00	25.00	89.50	10.00	13.00	200.50
9.16	Fireworks	50.00	13.00	25.00	89.50	10.00	13.00	200.50
11	Zoning	50.00	13.00	25.00	89.50	10.00	13.00	200.50
12	Private Sewage Systems	100.00	26.00	25.00	89.50	10.00	13.00	263.50
13	Shoreland	50.00	13.00	25.00	89.50	10.00	13.00	200.50
14	Flood Plain	50.00	13.00	25.00	89.50	10.00	13.00	200.50

Ord. No.	Violation	Deposit	Penalty Assmnt.	Court Costs	CSF/JIF Fee	Jail Assmnt.	CLDA	Total
15	Land Division & Subdivision	50.00	13.00	25.00	89.50	10.00	13.00	200.50
16	General Sanitation	50.00	13.00	25.00	89.50	10.00	13.00	200.50
18	Alarm Systems	200.00	52.00	25.00	89.50	10.00	13.00	389.50
99-13	Animal Waste Storage & Nutrient Management	100.00	26.00	25.00	89.50	10.00	13.00	263.50
[Adopted 08-13-02, Ord. 2002-15]								
03-06	Smoke Free Air Act							
	[amended 6/8/10; effective 7/5/10]	100.00	.00	.00	89.50	.00	.00	189.50
	Except 101.123(2) (ar)	50.00	.00	.00	89.50	.00	.00	139.50
96-36	Boating - SEE State of Wisconsin Revised Uniform Deposit and Bail Schedule for Conservation, Environmental Protection, Boating, Snowmobile, ATV and Captive Wildlife Violations							
13-28	Hazardous Material Discharge	300.00						

(2) To any citation issued for disorderly conduct, the officer shall review the provisions of s. 973.055(1) to determine if a domestic abuse assessment is applicable, and, if so, add the statutory amount for such assessment to the cash deposit set forth herein.

(3) Any amendment to s. 165.87, Wis. Stats., establishing the penalty assessment, s. 302.46(1) establishing the jail assessment, s. 973.055(1) establishing the domestic abuse assessment, or other Wisconsin Statutes establishing the court automation fee, court service fee, court costs, and justice information fee, shall be deemed incorporated herein and modify the cash deposit schedule set forth above in accordance with such statutory amendment. Any assessments or fees hereafter established by state law which provide for imposition upon a defendant convicted of an ordinance violation as listed herein shall be deemed incorporated in the cash deposit schedule and the total cash deposit modified accordingly.

**SECTION 4. PROCEDURE.** The provisions of s. 66.119(3), Wis. Stats., on the violator's options and the procedure on default is hereby adopted.

**SECTION 5. PERSONS AUTHORIZED TO ISSUE CITATIONS.** (1) Any law enforcement officials employed by Jefferson County may issue citations for the enforcement of any ordinances authorized under this ordinance. In addition, such officials may delegate the authority to enforce the Jefferson County Clean Indoor Air Act to department heads and/or persons in charge of any County building. [Amended 09-09-03, Ord. No. 2003-06]

(2) In addition, the following county officials may issue citations for the violation of ordinances directly related to their official responsibilities:

- (a) County Zoning Administrator
- (b) Parks Director
- (c) District Attorney and Assistant District Attorneys [Amended 05-13-03, Ordinance No. 2003-04]
- (d) Health Officer [Amended 01-08-02, Ordinance No. 2001-26]
- (e) Director of Land & Water Conservation [Amended 08-13-02, Ordinance No. 2002-15]
- (f) Any acting or interim appointee to the positions in (a) thru (e) above [am. 03/10/09, Ord. 2008-37]

(3) The officials named in (2) may submit to the County Board written nominations of employees within their respective offices who should be delegated authority to issue citations for violations of ordinances related to their official responsibilities. If the nominations are affirmatively approved by vote of the County Board, the persons so named shall have authority to issue citations with respect to ordinances directly related to their responsibilities.

(4) Citations issuance authority may be revoked in the same manner in which it was conferred.

**SECTION 6. NONEXCLUSIVITY AND SEVERABILITY.** Adoption of this ordinance in no way precludes adoption of any other ordinance providing for enforcement of any law or

ordinance relating to the same or any other subject matter.

Should any section or provision of this ordinance be declared unconstitutional or invalid or be repealed, the constitutionality or validity of the remainder shall not be affected thereby.

**Adopted November 17, 1988**

**Last Amendment 03/10/09**

**Citation Deposit/Forfeiture Schedule - last amendment 10/12/10 (Ord. 2010-16)**